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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**

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8 WILLIE WASHINGTON WALKER,)

9 Plaintiff,)

10 vs.)

11 UNITED STATES ATTORNEY)
12 GENERAL, et al.,)

13 Defendants.)
14 _____)

2:11-CV-01640-PMP-GWF

ORDER

15 On January 27, 2012, the Court entered an Order and Judgment (Docs. #12 &
16 #13) granting Defendants' Motion to Dismiss (Doc. #6) as a result of Plaintiff's failure to
17 file a timely response.

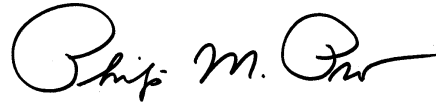
18 On February 6, 2012, Plaintiff Walker filed a Motion to Vacate the Court's Order
19 of Dismissal (Doc. #14). That motion is now fully briefed.

20 Initially, the Court finds that Plaintiff has not established a basis under Rule 59(e)
21 of the Federal Rules of Civil Procedure to warrant amendment or reconsideration of this
22 Court's prior Order of Dismissal (Doc. #12). Nevertheless, the Court has now reviewed
23 Defendants' original Motion to Dismiss (Doc. #6) in light of Plaintiff's Response and
24 Objection (Doc. #15) filed February 6, 2012, and Defendants' Response (Docs. #17 & #18)
25 filed March 12, 2012. Having done so, the Court finds that Defendants are entitled to the
26 relief requested in their Motion to Dismiss (Doc. #6).

1 Specifically, Plaintiff's Complaint (Doc. #1) fails to plead enough facts to state a
2 claim for relief that is plausible on its face. *Bell Atlantic Corp. v. Twombly*, 550 U.S. 544,
3 547 (2007). As a result, Plaintiff's Complaint must be dismissed in accord with the
4 provisions of Rule 12(b)(6) of the Federal Rules of Civil Procedure.

5 **IT IS THEREFORE ORDERED** that Plaintiff's Motion to Vacate (Doc. #14)
6 is **DENIED**.

7 DATED: March 26, 2012.

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PHILIP M. PRO
United States District Judge
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